

FRANK R. WOLF
10TH DISTRICT, VIRGINIA

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Congress of the United States

House of Representatives

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FEDERAL MARITIME COMMISSION

241 CANNON HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-54610
(202) 225-5136

13873 PARK CENTER ROAD
SUITE 130
HERNDON, VA 20171
(703) 709-5800
(800) 945-9653 (IN STATE)

110 NORTH CAMERON STREET
WINCHESTER, VA 22601
(540) 667-0990
(800) 850-3463 (IN STATE)

www.house.gov/wolf/

Mr. Bryant Van Brakle
Administrator
Federal Maritime Commission
800 N Capitol St NW
Washington DC 20573

Dear Mr. Van Brakle:

It is my understanding that United Parcel Service (UPS) has filed for an exemption from the prohibition on Non-Vessel Operating Common Carriers (NVOCCs) from entering into confidential contracts with their customers. I also understand that due to the characteristics of UPS and recent developments within the ocean shipping marketplace, UPS feels that regulations governing NVOCCs should be revised. I am writing to ask that you give every consideration to the UPS petition currently pending before the FMC.

UPS's operations have been described as the most sophisticated, integrated, intermodal transportation network in the world, which includes air, rail and surface and NVOCC transportation. UPS is deemed a "carrier" in the surface and air freight industries.

Furthermore, I understand that UPS makes significant annual capital investments to its asset-based transportation infrastructure. These facts alone appear to set UPS apart from the companies that first raised concerns about the regulatory status of NVOCCs.

I urge FMC to give the UPS petition its close consideration.

Best wishes.

Sincerely,

Frank R. Wolf
Member of Congress

FRW:jtg